

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... NOV 9 1970  
Returned to applicant for correction..... DEC 2 1970  
Corrected application filed..... DEC 9 1970..... Map filed..... NOV 9 1970

The applicant..... Harvey's James Canyon Ranch.....  
of P. O. Box 128, Stateline....., County of..... Douglas  
State of..... Nevada....., hereby makes application for permission to change the  
..... Point of Diversion  
of water heretofore appropriated under..... Permit No. 25435

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Childs Canyon Creek and Tributaries  
(Name of stream, lake or other source.)
2. The amount of water to be changed 3.0  
(Second feet, acre feet.)
3. The water to be used for irrigation and domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for same  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 34, T.14N., R.19E.,  
M.D.B.&M., or at a point from which the South $\frac{1}{4}$  corner of said  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
Section 34 bears S. 38° 54' 58" E. 3,973.37 feet.
6. The existing point of diversion is located within NW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 33, T.14N., R.19E.,  
M.D.B.&M., or at a point from which the southeast corner of said  
(If point of diversion is not changed, do not answer.)  
Section 33 bears S. 21° 15' 30" E. a distance of 4,572.8 feet.
7. Proposed place of use No change  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use SW $\frac{1}{4}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  Section 34, T.14N., R.19E.,  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.  
(Month) (Month)
10. Use has been from January 1 to December 31 of each year.  
(Month) (Month)

11. Description of proposed works.

Construct a dam and collection box on Childs Canyon Creek, install  
(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

a pipeline from point of diversion to sprinklers at place of use.

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$2,000.00

13. Estimated time required to construct works Two years

(1) The vested rights on Childs Canyon Creek (aka Campbell's Pipe Line)  
14. Remarks as evidenced in the Report of Investigation of Mountain Streams  
in Carson Valley by G. F. Engle, dated 1929 are not waived by virtue of  
this application. (Harvey's James Canyon Ranch is a joint venture of  
Wagon Wheel Realty Co., Inc.\*, a Nevada Corporation and Harvey A. Gross  
and Llewellyn Gross.) \*Wagon Wheel Realty Co., Inc. is a Nevada Corp.,  
incorporated in Carson City, Nevada Applicant Harvey's James Canyon Ranch  
June 30, 1955.

Compared jn/jw jw/lj

By s/ Richard W. Arden

Richard W. Arden - Agent

950 Industrial Way

Sparks, Nevada (89431)

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the  
following limitations and conditions: This permit to change the point of diversion of the waters  
of Childs Canyon Creek and Tributaries as heretofore granted under  
Permit 25435 is issued subject to the terms and conditions imposed in  
said Permit 25435 and with the understanding that no other rights on  
the source will be affected by the change proposed herein. A sub-  
stantial headgate and measuring device must be installed and main-  
tained to facilitate the measurement and control of water. The State  
reserves the right to regulate the use of the water under this  
proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not  
to exceed 2.4 cubic feet per second but not to exceed a

yearly duty of 4.0 acre feet per acre of land irrigated from any and/or  
all sources.

Actual construction work shall begin on or before February 3, 1972

Proof of commencement of work shall be filed before March 3, 1972

Work must be prosecuted with reasonable diligence and be completed on or before February 3, 1973

Proof of completion of work shall be filed before March 3, 1973

Application of water to beneficial use shall be made on or before February 3, 1975

Proof of the application of water to beneficial use shall be filed on or before March 3, 1975

Map in support of proof of beneficial use shall be filed on or before March 3, 1975

Commencement of work filed MAR 3 1972

Completion of work filed MAR 3 1972

Proof of beneficial use filed APR 1 1977

Cultural map filed

Certificate No. 13358 Issued MAY 14 1992

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, Roland D. Westergard  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 3rd day of August

A.D. 19 71

State Engineer